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CERTIFICATE OF TRANSMISSION PURSUANT TO 37 C.F.R. § 1.6(d)

I hereby certify that this correspondence, along with any accompanying documents, pursuant to 37 C.F.R. § 1.6(d), are being sent via facsimile to the U.S. Patent and Trademark Office to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: 9/18/06By: Kim L. Brown

Signature of Person Depositing Facsimile

IN THE UNITED STATES PATENT
AND TRADEMARK OFFICE

-- PATENT --

Applicants: Kemmons A. Tubbs
Karl F. Gruber
Randall W. Nelson

Docket No.: 41821.0936

Serial No.: 10/710,990

Confirmation No.: 4989

Filing Date: August 16, 2004

Examiner: Ernest G.
TherkornTitle: AN INTEGRATED HIGH
THROUGHPUT SYSTEM FOR
THE ANALYSIS OF
BIOMOLECULES

Art Unit: 1723

2

PETITION UNDER 37 C.F.R. 1.28Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Honorable Commissioner:

Under 37 C.F.R. 1.28, Intrinsic Bioprobes, Inc., the owner by assignment of U.S. Utility Patent Application No. 10/710,990, hereby requests that the United States Patent and Trademark Office refund the below-noted fees representing the difference between certain fees paid at a large entity rate and a corresponding small entity rate.

Adjustment date: 11/24/2006 CKHLOK
06/19/2006 TBESHA2 00000009 192814 10710990
01 FC:1501 1400.00 CR

11/24/2006 CKHLOK 00000002 192814 10710990

01 FC:2501 700.00 DA

Application Serial No. 10/710,990

**RECEIVED
CENTRAL FAX CENTER****SEP 18 2006****BACKGROUND**

On August 16, 2004, a number of divisional patent applications were filed electronically on behalf of Intrinsic Bioprobes, Inc., including the above-referenced application. Intrinsic Bioprobes, Inc. was incorrectly noted as a large entity on these applications. Applicant has recently paid the Issue Fees for these applications at the large entity rate and would request that the overpayment be credited to Snell & Wilmer's Deposit Account Number 19-2814. Applicant is a Small Entity Under 37 C.F.R. §1.27.

FEES PAID

The fees below were paid on June 16, 2006 at the large entity rate and should have been paid at the small entity rate:

<u>Fee Type</u>	<u>Amount Actually Paid</u>	<u>Small Entity Fee</u>	<u>Difference</u>
Issue Fee	\$1400	\$700	\$700
		TOTAL	\$700

We hereby authorize The Commissioner to credit this overpayment to Account No. 19-2814 for which purpose a duplicate copy of this sheet is attached..

Respectfully submitted,

Date: Sept 18, 2006By: Johanna Platt for 47,863
Laura J. Zeman
Reg. No. 36,078

SNELL & WILMER L.L.P.
One Arizona Center
400 East Van Buren
Phoenix, Arizona 85004-2202
(602) 382-6377

17A3904

UNITED STATES PATENT & TRADEMARK OFFICE
Washington, D.C. 20231

REQUEST FOR PATENT FEE REFUND																
1 Date of Request: 11/22/06				2 Serial/Patent # 10/710,990												
3 Please refund the following fee(s):				4 PAPER NUMBER	5 DATE FILED	6 AMOUNT										
	Filing					\$										
	Amendment					\$										
	Extension of Time					\$										
	Notice of Appeal/Appeal					\$										
	Petition					\$										
X	Issue Fee			Wfee	06/16/06	\$ 700.00										
	Cert of Correction/Terminal Disc.					\$										
	Maintenance					\$										
	Assignment					\$										
	Other					\$										
				7 TOTAL AMOUNT OF REFUND		\$ 700.00										
				8 TO BE REFUNDED BY:												
10 REASON:				Treasury Check												
X	Overpayment			X	Credit Deposit A/C #:											
	Duplicate Payment			9 <table border="1" style="display: inline-table; border-collapse: collapse;"> <tr> <td style="width: 20px; text-align: center;">1</td> <td style="width: 20px; text-align: center;">9</td> <td style="width: 20px; text-align: center;">--</td> <td style="width: 20px; text-align: center;">2</td> <td style="width: 20px; text-align: center;">8</td> <td style="width: 20px; text-align: center;">1</td> <td style="width: 20px; text-align: center;">4</td> </tr> </table>						1	9	--	2	8	1	4
1	9	--	2							8	1	4				
	No Fee Due (Explanation):															
Due to small entity status, issue fee payment reduced by half.																
11 REFUND REQUESTED BY:																
TYPED/PRINTED NAME: Andrea Smith				TITLE: Petitions Examiner												
SIGNATURE: /Andrea Smith/				PHONE: 2-3226												
OFFICE: Office of Petitions																
***** THIS SPACE RESERVED FOR FINANCE USE ONLY: *****																
APPROVED:				DATE: 11/24/06												

Instructions for completion of this form appear on the back. After completion, attach white and yellow copies to the official file and mail or hand-carry to: